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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
10 AT TACOMA

11 MICHEAL STEVEN NOVAK,

12 Plaintiff,

13 v.

14 JAMES THATCHER,

15 Defendant.

No. 08-5711BHS/JRC

ORDER TO SUBMIT SIGNED
DOCUMENTS

16
17 This 42 U.S.C. § 1983 Civil Rights action has been referred to the undersigned
18 Magistrate Judge pursuant to Title 28 U.S.C. §§ 636(b)(1)(A) and 636(b)(1)(B) and Local
19 Magistrate Judges' Rules MJR 1, MJR 3, and MJR 4. Before the Court is a motion for an
20 extension of time to file an amended complaint (Dkt. # 25). The motion is not signed. Also
21 before the Court is unsigned amended complaint received March 26, 2009 (Dkt # 26).

22
23 In the motion the plaintiff, Mr. Novak, asks for an extension of time to file his amended
24 complaint. On January 6, 2009, plaintiff sought leave to join four defendants in this action (Dkt.
25 # 14). On February 17, 2009, the Court granted leave to file an amended complaint adding the
26 four new defendants (Dkt. # 24). Plaintiff had until March 19, 2009, to file the amended

1 complaint. Plaintiff was reminded that he is not proceeding *in forma pauperis* and he had the
2 duty to serve the new defendants.

3 On March 18, 2009, the unsigned motion for an extension of time was received. The
4 certificate of service is signed by a Mr. Thomas R. Hargrove, an inmate at the Monroe
5 Correctional Complex (Dkt. # 25). Mr. Hargrove is not a party to this action. Mr. Hargrove
6 appears to be preparing pleadings for plaintiff. Plaintiff is housed out of state at the CCA Prairie
7 Correctional Facility in Appleton Minnesota. The reason given for the extension of time is that
8 Mr. Hargrove is doing the legal work for Mr. Novak and mail between the two facilities takes
9 time.
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11 Fed. R. Civ. P. (11) in pertinent part States:

12 An unsigned paper shall be stricken unless omission of the signature is corrected
13 promptly after being called to the attention of the attorney or party.

14 Mr. Hargrove cannot sign or submit pleadings for Mr. Novak. Mr. Novak will be given until
15 **April 17, 2009**, to submit a signed motion for an extension of time to file an amended complaint
16 and a signed copy of the amended complaint.

17 If no signed motion or signed amended complaint are received the Court will proceed
18 with the original scheduling order and the original complaint will become the final complaint in
19 this action.
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21 The clerk's office is directed to send a copy of this order to plaintiff, note the **April 17,**
22 **2009**, deadline on the Court calendar and remove the March 19, 2009, deadline for filing an
23 amended complaint from the Court calendar.

24 DATED this 25, day of March, 2009.

25 /s/ J. Richard Creatura
26 J. Richard Creatura
United States Magistrate Judge